**AMENDMENT / RESPONSE TRANSMITTAL**

Applicant : Alferness, et al.
 App. No. : 09/901,764
 Filed : July 10, 2001
 For : CONstriction DEVICE
 VIEWABLE UNDER X RAY
 FLUOROSCOPY
 Examiner : Foreman, Jonathan M.
 Art Unit : 3736

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

July 15, 2004

(Date)

Vito A. Canuso III, Reg. No. 35,471

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

(X) Response to Office Action in 4 pages.

(X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.

The fee has been calculated as shown below:

| FEE CALCULATION | | | | |
|--------------------|-------------|--------------|----------------------|------------|
| FEE TYPE | | FEE CODE | CALCULATION | TOTAL |
| Total Claims | 20 - 22 = 0 | 2202 (\$9) | 0 x 9 = | \$0 |
| Independent Claims | 2 - 3 = 0 | 2201 (\$43) | 0 x 43 = | \$0 |
| Multiple Claim | | 2203 (\$145) | | \$ |
| 1 Month Extension | | 2251 (\$55) | | \$ |
| 2 Month Extension | | 2252 (\$210) | | \$ |
| 3 Month Extension | | 2253 (\$475) | | \$ |
| | | | TOTAL FEE DUE | \$0 |

(X) Return prepaid postcard.

- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



Vito A. Canuso III
Registration No. 35,471
Attorney of Record
Customer No. 20,995
(949) 760-0404



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

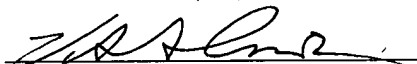
Applicant : Alferness, et al.
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Vito A. Canuso III, Reg. No. 35,471

RESPONSE TO OFFICE ACTION DATED MAY 6, 2004

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on May 6, 2004, Applicants submit the following response, of which:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper; and

Remarks begin on page 4 of this paper.